

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Timothy M. Swager, *et al.*
Serial No.: 10/823,093
Confirmation No.: 3154
Filed: April 12, 2004
For: EMISSIVE SENSORS AND DEVICES INCORPORATING THESE
SENSORS
Examiner: D. S. Metzmaier
Art Unit: 1796

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I hereby certify that this paper (along with any paper referred to as being attached or enclosed) is being transmitted via the Office electronic filing system in accordance with § 1.6(a)(4).

Dated: November 10, 2009

Signature: 

Angela M. Griffith

RESPONSE TO NOTICE OF NON-COMPLIANT AMENDMENT

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

In response to the Notice of Non-Compliant Amendment mailed May 13, 2009, Applicant hereby submits a new claim set list (Appendix A) with the proper status identifier setting forth the (Withdrawn) claims.